

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

*** FILED ***
08/24/2001

08/21/2001

CLERK OF THE COURT
FORM D000A

HON. MARK F. ACETO

K. Stone
Deputy

DR 2000-094194

IN RE THE MARRIAGE OF
TAMMI LYNN MICHAEL

FILED: _____

MERVYN T BRAUDE

AND

LANDON LEE MICHAEL

LANDON LEE MICHAEL
2017 N 87TH WAY
SCOTTSDALE AZ 85257-0000

EXPEDITED SERVICES-SE

MINUTE ENTRY

10:50 A.M. This is the time set for Comprehensive Pretrial Conference. Petitioner, Tammi Lynn Michael, is present with counsel, Mervyn T. Braude. Respondent, Landon Lee Michael, is present on his own behalf.

Court Reporter, Dana Smith, is present.

Tammi Lynn Michael and Landon Lee Michael are sworn.

Discussion is held.

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The parties have reached an agreement regarding the division of property and the agreement is stated on the record.

THE COURT FINDS the agreement is not a result of coercion, is fair and equitable, in the best interests of the parties' minor child(ren), is binding upon the parties pursuant to Rule 80(d), Arizona Rules of Civil Procedure, and the Court adopts the agreement as the order of the Court.

IT IS ORDERED the parties shall cooperate and arrange for a real estate appraisal of the marital residence to be completed no later than 30 days prior to trial. The parties shall each pay one-half of the cost of the appraisal. The Court prefers the first contact with the appraiser be by conference call with Mother's counsel, Father, and the appraiser.

IT IS ORDERED the appraisal will be admissible at trial without foundation. If either party calls the appraiser as a witness at trial, that party will pay the fee of the appraiser.

IT IS ORDERED referring this matter to Expedited Services for establishment of a permanent child support order going forward and for establishment of child support, if any, going backward.

IT IS ORDERED setting this matter for trial on **DECEMBER 13, 2001 AT 3:30 P.M.** before the Honorable Mark F. Aceto, Courtroom 402, Southeast, 222 East Javelina Drive, Mesa, Arizona. Time allotted: one hour.

JOINT PRETRIAL STATEMENT

IT IS FURTHER ORDERED that the parties shall file and provide this Division with a copy of a Joint Pretrial Statement pursuant to Rule 6.5, Local Rules of Practice - Maricopa County (Domestic Relations Cases), no later than **five days prior to trial.**

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IT IS FURTHER ORDERED that both parties submit the following attachments to the Joint Pretrial Statement:

1. A current Affidavit of Financial Circumstances in accordance with Local Rule 6.4(b), accompanied by copies of federal income tax returns for the past two years along with W-2 or 1099 forms and copies of the last four paystubs.

2. A current Parent's Worksheet for Child Support Amount pursuant to the Statewide Child Support Guidelines.

3. If there are disputed custody, access or visitation issues, a specific proposal for custody and visitation.

4. If there are disputed issues regarding division of property, a current and detailed inventory and appraisal of property and assets of the parties, together with a summary proposal by each party as to how the property and assets should be divided. If possible, the Court prefers a one page statement of all property except personal property items valued at less than \$500.00 each.

5. A list of debts with balances.

IT IS FURTHER ORDERED that the failure of counsel or any party to appear at the time of trial, or to timely present the Joint Pretrial Statement in proper form, including each and every attachment required, shall, in the absence of good cause shown, result in the imposition of any and all available sanctions pursuant to Rule 16(f), Arizona Rules of Civil Procedure, and Local Rule 6.6, including proceeding to hear this matter by default based upon the evidence presented by the appearing party.

EXHIBITS

IT IS FURTHER ORDERED that, if either party has more than five exhibits to be marked, arrangements shall be made with the

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Clerk of this Division at least three days prior to trial to schedule a time to deliver said exhibits to the Clerk. Duplicate exhibits shall not be presented. The parties shall also provide the Court and the adverse party with a separate copy of all exhibits.

IT IS FURTHER ORDERED that the parties shall indicate in the Joint Pretrial Statement which exhibits they have agreed will be admissible at trial as well as any specific objections that will be made to any exhibit if offered at trial which is not agreed to be admitted. Reserving all objections to the time of trial will not be permitted. At the time of trial all exhibits which the parties have agreed will be admitted and all exhibits for which no specific objection is stated in the Joint Pretrial Statement shall be summarily admitted.

FINDINGS OF FACT

IT IS FURTHER ORDERED that any party filing a request for findings of fact and conclusions of law pursuant to Rule 52, Arizona Rules of Civil Procedure, **shall submit proposed findings of fact and conclusions of law to this Division no later than 30 days prior to trial.** Any controverting findings of fact and conclusions of law proposed by the adverse party shall then be submitted no later than ten days prior to trial.

SETTLEMENT

Counsel and the parties are reminded of their obligation to give prompt notice of any settlement to the Court in accordance with Rule XII(b), Uniform Rules of Practice, and Maricopa County Local Rules 2.10(b) and 3.6(c).

The Court notes that if Respondent fails to appear at trial, default judgment may be entered against him or her and/or the

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matter may proceed at that time to trial or to a default judgment
hearing under Rule 55(b)(2).

11:10 A.M. Hearing concludes.

This minute entry is signed as the formal order of the Court.

/S/ HON. MARK F. ACETO

JUDICIAL OFFICER OF THE SUPERIOR COURT